UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY) AVERAGE WHOLESALE PRICE) LITIGATION)	MDL NO. 1456 Civil Action No. 01-12257-PBS
THIS DOCUMENT RELATES TO:	
International Union of Operating)	
Engineers, Local No. 68 Welfare	
Fund v. AstraZeneca PLC at al.	
Civil Action No. 04-11503-PBS	

DEFENDANTS BAXTER INTERNATIONAL INC. AND BAXTER HEALTHCARE CORPORATION'S LOCAL RULE 16.1(D)(3) CERTIFICATION

Pursuant to Local Rule 16.1(D)(3), defendants Baxter International Inc. and Baxter Healthcare Corporation, and its attorneys hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course—and various alternative courses—for the above-captioned litigation and have conferred to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

BAXTER INTERNATIONAL INC.
By its attorneys:
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B3013841.1 DSMDB.1908532.1

PROOF OF SERVICE

I, Peter E. Gelhaar, certify that on April 1. 2005, I caused a true and correct copy of the foregoing DEFENDANTS BAXTER INTERNATIONAL INC. AND BAXTER HEALTHCARE CORPORATION'S LOCAL RULE 16.1(D)(3) CERTIFICATION to be served via Verilaw in accordance with Case Management Order No. 2.

Peter E. Gelhaar